

# TRANSMITTAL FORM

(to be used on all correspondence after initial filing)

ATTORNEY DOCKET NO.

**70017.0027USC2**

U.S. APPLICATION SERIAL NO.

**10/697,720**

CONFIRMATION NO.

**3761**

FILING DATE

**October 29, 2003**

INVENTOR(S)

**Stanley N. COHEN et al.**

EXAMINER

**not yet assigned**

GROUP ART UNIT

**1642**

TITLE OF APPLICATION

**Mammalian Tumor Susceptibility Genes and Their Uses**

ADDRESS TO:

Mailstop Missing Parts  
Commissioner for Patents  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

## ENCLOSURES

- ☒ Transmittal Form
- ☒ Request for Corrected Official Filing Receipt and Power of Attorney
- ☒ Copy of Revocation of Power of Attorney and New Power of Attorney (1 page - executed)
- ☒ List of Practitioners to be Recognized by the Office as Being of Record
- ☒ Official Filing Receipt (copy)
- ☒ Return Postcard

☒ Please charge Deposit Account No. 13-2725 in the amount of \$0.00 to cover any required fees. In the event any variance exists between this amount and the Patent Office charges for filing the above-noted documents, including any fees required under 35 CFR 1.136 for any necessary extension of time to make the filing of the attached documents timely, please charge or credit the difference to Deposit Account No. 13-2725. Further, if these papers are not considered timely filed, then a request is hereby made under 37 CFR 1.136 for the necessary extension of time.

## CORRESPONDENCE ADDRESS

☒ The address associated with Customer Number: **23552** OR ☐ the correspondence address below.

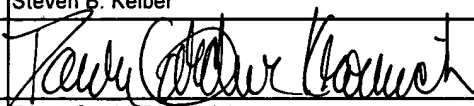
Name

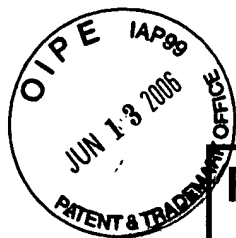
Address

City

State

Zip Code

NAME	Steven B. Kelber	REGISTRATION NO.	30,073
SIGNATURE		DATE	June 13, 2006
NAME	Dawn Gardner Krosnick	TELEPHONE	202 326-0300
		REGISTRATION NO.	44,118



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

<b>REQUEST FOR CORRECTED OFFICIAL FILING RECEIPT AND POWER OF ATTORNEY</b>		ATTORNEY DOCKET NO. <b>70017.0027USC2</b>		
		U.S. APPLICATION SERIAL NO. <b>10/697,720</b>	CONFIRMATION NO. <b>3761</b>	
		FILING DATE <b>October 29, 2003</b>		
INVENTOR(S) <b>Stanley N. COHEN et al.</b>		EXAMINER (if known) <b>not yet assigned</b>		ART UNIT (if known) <b>1642</b>
TITLE OF APPLICATION <b>Mammalian Tumor Susceptibility Genes and Their Uses</b>				

MAIL STOP: Missing Parts  
COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

Dear Sir:

The Patent Office is requested to recognize the following two (2) practioners as being of record in the above-captioned patent application and provide a corrected Official Filing Receipt for the attached.

The following correction(s) should be made to the Official Filing Receipt:

Power of Attorney:

~~Jerold Schneider — 24765~~  
~~Dale Lazar — 28872 —~~  
**Steven Kelber -- 30073**  
~~John Pike — 41253~~  
~~James Heintz — 41828~~

~~Perry Van Over — 42197~~  
~~Lisa Norton — 44977~~  
~~Patrick Delaney — 45338~~  
~~Michael Ye — 47195~~  
**Christopher Raimund -- 47258**



Resubmitted herewith is a copy of most recently filed Revocation of Power of Attorney and New Power of Attorney, along with a separate paper indicating the two practitioners that are to be recognized by the Office as being of record in the above-referenced application. Entry is respectfully requested.

June 13, 2006

Date

P.O. Box 2903  
Minneapolis, Minnesota 55402-0903  
Telephone No. (202) 326-0300  
Facsimile No. (202) 326-0778

**23552**

Patent & Trademark Office

Respectfully submitted,

MERCHANT & GOULD, P.C.

Steven B. Kelber

Registration No. 30,073

Dawn Gardner Krosnick

Registration No. 44,118

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**



IN RE APPLICATION OF: Stanley N. COHEN, et al.

ART UNIT:

SERIAL NO: 10/697,720

EXAMINER:

FILING DATE: October 29, 2003

FOR: MAMMALIAN TUMOR SUSCEPTIBILITY GENES AND THEIR USES

**REVOCATION OF POWER OF ATTORNEY AND NEW POWER OF ATTORNEY**

ASSISTANT COMMISSIONER FOR PATENTS  
PO BOX 1450  
ALEXANDRIA, VA 22313-1450

SIR:

The undersigned representative of **The Board of Trustees of the Leland Stanford Junior University**, owner by virtue of assignment of the above-identified application, hereby revokes any and all previous Powers of Attorney and appoints Steven B. Kelber, Reg. No. 30,073; Jerold I. Schneider, Reg. No. 24,765; Dale Lazar, Reg. No. 28,872; John Pike, Reg. No. 41,253; James M. Heintz, Reg. No. 41,828; Perry E. Van Over, Reg. No. 42,197; Lisa K. Norton, Reg. No. 44,977; Patrick R. Delaney, Reg. No. 45,338; Michael Ye, Reg. No. 47,195; Christopher W. Raimund, Reg. No. 47,258; Ping Wang, Reg. No. 48,328; and Susan Jensen, M.D., Reg. No. 55,775 as Assignee's attorneys with full power of substitution and revocation, to prosecute said patent application, receive any Letters Patent and to take any and all other actions with regard to this patent application and any Letters Patent issuing thereon, and request that all correspondence be sent to Supervisor, Patent Prosecution Services, PIPER RUDNICK LLP, 1200 Nineteenth Street, N.W., Washington, D.C. 20036-2412.

**CERTIFICATION UNDER 37 C.F.R. 3.73(b)**

I, the undersigned, certify that I am an individual empowered to act on behalf of **The Board of Trustees of the Leland Stanford Junior University**, the assignee of the entire right, title and interest of the above-identified application by virtue of an assignment from the inventor(s). I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

May 20, 2004  
Date Signed

Katharine Ku  
Katharine Ku  
Director, Office of Technology Licensing



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
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Alexandria, Virginia 22313-1450  
www.uspto.gov

APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/697,720	10/29/2003	1642	530	70017.0027USC2✓	1	5	3

23552  
MERCHANT & GOULD PC  
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MINNEAPOLIS, MN 55402-0903

**MERCHANT & GOULD  
RECEIVED**  
JUN - 1 2006

**D.C. OFFICE**

**CONFIRMATION NO. 3761**

**UPDATED FILING RECEIPT S.C.**



\*OC000000018903024\*

Date Mailed: 05/23/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

**Applicant(s)**

Stanley N. Cohen, Stanford, CA;  
Limin Li, Stanford, CA;

**Assignment For Published Patent Application**

The Board of Trustees of the Leland Stanford Junior University, Palo Alto, CA

**Power of Attorney:**

~~Jerold Schneider-24765~~  
~~Dale Lazar-28872~~  
Steven Kelber-30073  
~~John Pike-41253~~  
~~James Heintz-41828~~

~~Perry Van Over-42197~~  
~~Lisa Norton-44977~~  
~~Patrick Delaney-45338~~  
~~Michael Ye-47195~~  
Christopher Raimund-47258

**Domestic Priority data as claimed by applicant**

This application is a CON of 09/804,690 03/12/2001 PAT 6,835,816  
which is a CON of 09/146,187 09/01/1998 PAT 6,248,523  
which is a DIV of 08/977,818 11/25/1997 PAT 5,807,995  
which is a DIV of 08/670,274 06/13/1996 PAT 5,891,668  
which is a CIP of 08/585,758 01/16/1996 PAT 5,679,523  
which claims benefit of 60/006,856 11/16/1995

**Foreign Applications**

**Acceptable Request to Retrieve Priority Application Received?**

If Required, Foreign Filing License Granted: 12/30/2003

✓

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/697,720**

Projected Publication Date: 08/31/2006

Non-Publication Request: No

Early Publication Request: No

**\*\* SMALL ENTITY \*\***

**Title**

Mammalian tumor susceptibility genes and their uses

**Preliminary Class**

435

## **PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES**

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

**Title 37, Code of Federal Regulations, 5.11 & 5.15****GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).